

**Minutes
Newton Planning Commission
December 12, 2012
Council Chambers
City Hall**

The regular meeting of the Newton Planning Commission was held at 7:00 p.m. on December 12, 2012 in the Council Chambers at City Hall.

Members

Present: Ken Simmons, Chairman
Melinda Travis
Jim Smith
Donny Setzer
Stan Gabriel
Mark Stalnaker

Members

Absent: Jim Granny

Staff Present:

Alex Fulbright, AICP, Assistant Planning Director
Max Sigler, Planner
Rob Powell, Commercial Development Coordinator

Item 1: Call to Order

Chairman Simmons called the meeting to order at 7:00 pm.

Item 2: Consideration of Minutes of the November 27, 2012 Meeting

Chairman Simmons asked for consideration of the minutes of the November 27, 2012 meeting. **Mr. Smith** stated that the minutes needed to be amended to reflect that there was an indoor firing range located on Rifle Range Road. **Chairman Simmons** ruled that the minutes were approved with corrections made by **Jim Smith**.

Item 3: Public Hearing

Text Amendment #2012-05 Filed by David Collins proposes to allow Indoor Shooting Ranges within the M-1 Zoning District. In addition, the applicant wishes to have the sales of guns & ammunition and the manufacturing of guns and ammunitions allowed as permitted uses within the M-1 Zoning District.

Chairman Simmons recognized Planner **Max Sigler** who reviewed his memo dated December 12, 2012. Mr. Sigler explained that upon further review and additional information that was provided it was decided at the November meeting of the Planning Commission that the application made by **David Collins Sr.** would need to be amended to include Gun and Ammunition sales as well as Ammunition Manufacturing and Assembly to be an allowed use within the M-1 Zoning District. Gun and Ammunition Sales are currently an allowed use within the B-2, B-3, and B-4 districts while Ammunition Manufacturing and Assembly would be a new listed use. This change comes about from the order that Mr. Collins has his business model. Previously the latter would have been allowed as a subordinate use to the Indoor Firing Range, however, the Gun/Ammunition Sales and Ammunition Manufacturing and Assembly would begin before the Indoor Firing Range is established as to allow Mr. Collins and his employees to begin gaining capital that would help augment the construction of the Indoor Firing Range.

Mr. Sigler reviewed the revised ordinance, which is as follows:

Section 1:

Chapter 102, “Zoning” of the City Code of the City of Newton shall be amended by adding to the existing Section 102-201, Table 4-1, “Gun/ammunition sales” as a permitted use within the M-1 Zoning District, to read as follows:

Use	B-1	B-2	B-3	B-4	M-1	EM-1
SHOPPERS GOODS						
Glass and mirror shops		X	X	X		
Gun/ammunition sales		X	X	X	<u>X</u>	
Hardware stores		X	X	X		

NOTE: Items to be added are indicated with an underscore.

Section 2:

Chapter 102, “Zoning” of the City Code of the City of Newton shall be amended by adding to the existing Section 102-201, Table 4-1, “Ammunition Manufacturing and Assembly” as a permitted use within the M-1 Zoning District, to read as follows:

Use	B-1	B-2	B-3	B-4	M-1	EM-1
MFG PROCESS/ASSEMBLY						
<u>Ammunition Manufacturing and Assembly</u>					<u>X</u>	
Asphalt product					X	
Bedding/carpet mfg.					X	X

NOTE: Items to be added are indicated with an underscore.

Section 3:

Chapter 102, “Zoning” of the City Code of the City of Newton shall be amended by adding to the existing Section 102-7 “Definitions”, Indoor Shooting Range – An indoor area designed and improved to encompass shooting stations or firing lines, target areas, berms and baffles, and other related components.

Section 4:

Chapter 102, “Zoning” of the City Code of the City of Newton shall be amended by adding to the existing Section 102-201, Table 4-1, “Indoor Shooting Range” as a permitted use within the M-1 Zoning District, to read as follows:

Use	B-1	B-2	B-3	B-4	M-1	EM-1
SERVICES						
Enclosed compartmentalized storage	X	X	X	X		
<u>Indoor Shooting Range</u>					<u>X</u>	
Fairgrounds					A	

NOTE: Items to be added are indicated with an underscore.

Chairman Simmons closed the Public Hearing and asked Planning Commission to consider the item. After some discussion, **Mark Stalnaker** made a motion to recommend that the City Council adopt the proposed ordinance as presented. **Jim Smith** seconded the motion; the vote on the motion was unanimous.

Item 4: Old Business

There was no old business.

Item 5: New Business

Item 6: Monthly Reports

Chairman Simmons recognized **Mr. Fulbright**, who requested that the review of the monthly report be skipped, as the reports were not available at the time of the meeting.

Item 7: Adjournment

With no further business, the meeting was adjourned.

Respectfully submitted,

Alex Fulbright, AICP
Recording Secretary